



Brian Bishop  
Clerk

# CLERK

SUPREME COURT, COURT OF APPEALS, AND TAX COURT

## STATE OF INDIANA

217 STATE HOUSE, INDIANAPOLIS, IN 46204

317-232-1930 • FAX 317-232-8365

Cause Number  
45A03-9909-CR-00349  
Lower Court Number:  
45G029902CF23

NURSERYLAND FOUNDATION INC. -V- STATE OF INDIANA

You are hereby notified that the SUPREME COURT 10/11/01  
THIS MATTER COMES BEFORE THE INDIANA SUPREME COURT ON A <sup>has on this day</sup>  
PETITION TO TRANSFER FROM A DECISION OF THE COURT OF APPEALS,  
PURSUANT TO INDIANA APPELLATE RULE 57. THE COURT HAS REVIEWED  
THE DECISION OF THE COURT OF APPEALS, THE RECORD OF PROCEEDINGS,  
THE BRIEFS WHICH WERE FILED IN THE COURT OF APPEALS, AND THE  
MATERIALS WHICH WERE SUBMITTED IN CONNECTION WITH THE REQUEST TO  
TRANSFER JURISDICTION. EACH PARTICIPATING MEMBER OF THE COURT  
HAS VOTED ON THE CASE. EACH PARTICIPATING MEMBER OF THE COURT  
HAS HAD THE OPPORTUNITY TO VOICE THAT JUSTICES VIEWS ON THE  
APPEAL IN CONFERENCE WITH THE OTHER JUSTICES.  
BEING DULY ADVISED, THE COURT NOW DENIES THE APPELLEE'S  
PETITION TO TRANSFER.  
RANDALL T. SHEPARD, CHIEF JUSTICE  
ALL JUSTICES CONCUR, EXCEPT SULLIVAN, J., WHO VOTES TO GRANT  
TRANSFER AA

WITNESS my name and the seal of said Court,  
11TH OCTOBER, 2001  
this day of

  
Clerk Supreme Court, Court of Appeals and Tax Court